



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

**REGULAR MEETING
JULY 21, 2020
COUNCIL CHAMBERS, 735 ANACAPA STREET**

CALL TO ORDER

Mayor Cathy Murillo called the meeting to order at 2:02 p.m. and stated that this meeting is being held via teleconference, and members of the City Council are participating electronically from various locations. (The Ordinance Committee met at 12:30 p.m. The Finance Committee, which ordinarily meets at 12:30 p.m., did not meet this day.)

PLEDGE OF ALLEGIANCE

Mayor Murillo.

ROLL CALL

Councilmembers present: Eric Friedman, Alejandra Gutierrez, Oscar Gutierrez, Meagan Harmon, Mike Jordan, Kristen W. Sneddon, Mayor Murillo.

Councilmembers absent: None.

Staff present: City Administrator Paul Casey, City Attorney Ariel Calonne, City Clerk Services Manager Sarah Gorman.

CEREMONIAL ITEMS

1. Subject: Employee Recognition – Service Award Pins (410.01)

Recommendation: That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through July 31, 2020.

PUBLIC COMMENT

Members of the Public: Simone Ruskamp, Christel Barros, Marylinda Arroyo, Athena Tan, Alan Gallegos Marge Cafarelli, Anna Marie Gott, Craig Cook, Crista Fooks, Juliette L., Ana Zapeda, letter from Anna Marie Gott.

CONSENT CALENDAR (Items 2-12)

Motion:

Councilmembers Jordan / Friedman to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

2. Subject: Adoption Of An Ordinance For A Water Supply Agreement With The Montecito Water District (540.08)

Recommendation: That Council adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Approving a Water Supply Agreement for the Long Term Wholesale Supply to the Montecito Water District of Water Made Available from the Operation of the Charles E. Meyer Desalination Facility.

Action: Approved the recommendation; Ordinance 5953; Agreement No. 26,756 (July 21, 2020, report from the Public Works Director; proposed Ordinance).

3. Subject: Records Destruction For Airport Department (160.06)

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Relating to the Destruction of Records Held by the Airport Department.

Action: Approved the recommendation; Resolution 20-053 (July 21, 2020, report from the Airport Director; proposed Resolution).

4. Subject: Authorization To Submit A Grant Application For The Federal Bureau Of Reclamation's Drought Response Program (540.01)

Recommendation: That Council adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Authorizing the Public Works Director to Submit a Grant Application Under the Federal Bureau of Reclamation's Fiscal Year 2021 WaterSMART Drought Resiliency Projects Program for the Charles E. Meyer Desalination Plant Product Water Pump Station Upgrades Project.

Action: Approved the recommendation; Resolution 20-054 (July 21, 2020, report from the Public Works Director; proposed Resolution).

5. Subject: Donation In The Amount Of \$18,000 From The Santa Barbara County Trails Council For Development Of Coastal Interpretive Signage (570.05)

Recommendation: That Council increase estimated revenues and appropriations in the Fiscal Year 2021 Parks and Recreation Department Miscellaneous Grants Fund in the amount of \$18,000 for a donation received from the Santa Barbara County Trails Council for development of coastal interpretive signage.

Action: Approved the recommendation (July 21, 2020, report from the Parks and Recreation Director).

6. Subject: Best Interest Waiver For Cater Water Treatment Plant Solids Disposal Purchase Order (540.1)

Recommendation: That Council find it to be in the City's best interest to waive the formal bidding process pursuant to Municipal Code Section 4.52.070 (L), and authorize the General Services Manager to issue a blanket purchase order for Fiscal Year 2021 to Waste Management in the amount of \$120,000 for the transportation and disposal of solids generated in the potable water treatment process, with the option to renew the purchase order for an additional four years, expiring August 1, 2025, subject to sufficient appropriations in the budget for such purpose.

Action: Approved the recommendation (July 21, 2020, report from the Public Works Director).

7. Subject: Proposed Lease Agreement With Santa Barbara Sailing Club (570.03)

Recommendation: That Council approve a five-year lease agreement with Santa Barbara Sailing Club for 8,677 square feet of dry boat storage area in the Santa Barbara Harbor located at 118 Harbor Way.

Action: Approved the recommendation; Agreement No. 26,757 (July 21, 2020, report from the Waterfront Director).

8. Subject: Authorization To Execute An Increase To A Best Interest Purchase Order With LogMeIn USA, Inc. For Additional GotoWebinar Licenses (170.04)

Recommendation: That Council authorize the General Services Manager to execute a first change order to Purchase Order No. 32001642 with LogMeIn USA, Inc. in the amount of \$28,036.45, plus any applicable taxes and fees, for GotoWebinar and GotoMeeting licenses to facilitate remote work and social distancing during the COVID-19 pandemic.

Documents

-July 20, 2020, letter from Bob Burnham.

Speakers:

- Staff: Senior Assistant to the City Administrator Matt Fore
- Member of the Public Anna Marie Gott, Matt Lowe, Email from Bob Burnham

Action: Approved the recommendation (July 21, 2020, report from the City Administrator).

9. Subject: Authorization For Legal Services With Kaplan, Kirsch, & Rockwell for Special Counsel Services (160.03)

Recommendation: That Council:

- A. Authorize the City Attorney to execute a legal services agreement with the law firm of Kaplan Kirsch Rockwell for special counsel services regarding Hertz Corporation Bankruptcy (Chap. 11), United States Bankruptcy Court for the District of Delaware, Case Number 20-11218(MFW), in an amount not to exceed \$75,000; and
- B. Approve an increase in appropriations in the Airport Operating Fund in the amount of \$75,000, to be funded from Airport Operating Fund reserves, to secure the legal services agreement with Kaplan Kirsch Rockwell.

Action: Approved the recommendation; Agreement No. 26,758 (July 21, 2020, report from the City Attorney).

10. Subject: Contract With Visit Santa Barbara For Tourism Marketing Services (230.02)

Recommendation: That Council authorize the City Administrator to execute an annual community promotion contract with Visit Santa Barbara to provide marketing services that promote Santa Barbara as a tourism destination, in an amount of \$1,311,000.

Speakers:

- Member of the Public Anna Marie Gott; Kathy Janega-Dykes, Visit Santa Barbara.

Action: Approved the recommendation; Agreement No. 26,759 (July 21, 2020, report from the City Administrator).

11. Subject: Contracts For Construction Of Fiscal Year 2020 Pavement Grind And Overlay Project (530.04)

Recommendation: That Council:

- A. Award a contract with Granite Construction Company in their low bid amount of \$6,100,243, for construction of the Fiscal Year 2020 Pavement Grind and Overlay Project, Bid No. 5789; and authorize the Public Works

Director to execute the contract and approve expenditures up to \$610,024 to cover any cost increases that may result from contract change orders for extra work and differences between estimated bid quantities and actual quantities measured for payment;

- B. Authorize the Public Works Director to execute a contract with Flowers & Associates, Inc., in the amount of \$507,252 for construction support services, and approve expenditures of up to \$50,725 for extra services that may result from necessary changes in the scope of work;
- C. Approve an increase in appropriations and estimated revenues in the Streets Grant Capital Fund in the amount of \$343,703, funded by 2019 Local Surface Transportation Program grant funds, for the Fiscal Year 2020 Pavement Grind and Overlay Project construction;
- D. Approve an increase in appropriations and estimated revenues in the Streets Grant Capital Fund in the amount of \$342,908, funded by 2020 Local Surface Transportation Program grant funds, for the Fiscal Year 2020 Pavement Grind and Overlay Project construction;
- E. Approve the transfer of \$25,000 of available appropriations from the Streets Engineering Project in the Streets Capital Fund to the Streets Capital Overlays project in the Streets Capital Fund; and
- F. Approve the transfer of \$150,000 of available appropriations from the Santa Barbara at De La Guerra Streets Intersection Improvements Project in the Measure C Capital Fund to the Overlays Project in the Measure C Fund.

Action: Approved the recommendation; Agreement Nos. 26,760; 26,761 (July 21, 2020, report from the City Administrator).

CONSENT PUBLIC HEARING

12. Subject: Resolution To Receive Permanent Local Housing Allocation Funds Made Possible By California Senate Bill 2 Totaling \$453,109 In The First Year Of Allocations, And An Estimated Five-Year Amount Of \$2,718,654 (160.02)

Recommendation: That Council:

- A. Adopt, by reading of title only, a Resolution of the Council of the City of Santa Barbara Authorizing the Community Development Director to Submit an Application for Permanent Local Housing Allocation (PLHA) Funds to the State of California; and
- B. Adopt the five-year plan for use of PLHA Funds.

Action: Approved the recommendation; Resolution No. 20-055 (July 21, 2020, report from the Community Development Director; proposed Resolution).

This concludes the Consent Calendar.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

CITY ATTORNEY

13. Subject: Civilian Police Review Systems (520.04)

Recommendation: That Council:

- A. Receive a presentation on civilian police review systems;
- B. Direct the City Attorney and other City staff designated by Council to conduct informational public workshops in conjunction with representative community groups to gather community feedback on civilian police review needs and concerns; and
- C. Provide direction for other future actions as Council may deem appropriate.

Documents

- PowerPoint presentation prepared by City Attorney's Office
- July 17, 2020, letter from Tony Fischer
- July 18, 2020, letter from Tony Fischer
- July 21, 2020, letter from Daniela Soleri
- July 21, 2020, letter from Thomas Parker
- July 21, 2020, letter from Craig Cook
- July 21, 2020 letter from Chelsea Steel
- July 21, 2020, letter from Jason Levy
- July 21, 2020, letter from Rose Levy
- July 21, 2020, letter from Christopher Morales

Speakers:

- Staff: City Attorney Ariel Calonne, Assistant City Attorney John Doimas
- Members of the Public: Lizzie Rodriguez, Marge Cafarelli, Nancy Weiss, Trish Fancher, Chelsea Lancaster, Anna Marie Gott, Frank Rodriguez, Eve Sanford, Jordan Hirsch, Dylan Griffith.

Discussion

- Assistant City Attorney John Doimas introduced a historical background of civilian oversight agencies and their organizational structures. Existing laws and practices, including state accountability and transparency laws were presented. Councilmembers' questions were answered.

Motion:

- Councilmembers A. Gutierrez / Harmon moved to work with City Administrator Paul Casey and City Attorney Ariel Calonne for develop a framework for a community formation commission, with a focus on creating a diverse and inclusive police oversight board.

Vote:

- Unanimous roll call vote.

QUASI-JUDICIAL HEARING RULES APPLY TO THE FOLLOWING AGENDA ITEM

PUBLIC HEARINGS

14. Subject: Appeal Of The Parks And Recreation Commission Action To Deny The Removal Of The Street Tree Located At 1721 Gillespie Street (570.05)

Recommendation: That Council deny the appeal filed by Ms. Amy Steinfeld and uphold the Parks and Recreation Commission decision to deny the removal of one *Brachychiton discolor*, Queensland Lacebark Tree, located in the parkway at 1721 Gillespie Street.

Documents

- PowerPoint presentation prepared by the Parks and Recreation Department
- July 10, 2020, letter from Laurie Counihan-Childs
- July 12, 2020, letter from Becky Steiger
- July 12, 2020, letter from Kate Rowe
- July 12, 2020, letter from Cresencia Gonzalez
- July 14, 2020, letter from Amy Steinfeld & Cameron Clark
- July 14, 2020, letter from James Park
- July 14, 2020, letter from Melissa Herzog
- July 14, 2020, letter from Michelle Rainville
- July 20, 2020, letter from Jillian Boccoardo and Grant Horibe
- July 20, 2020, letter from Rachel Myers

Speakers:

- Staff: Urban Forest Superintendent Nathan Slack, Mari Tremond, Street Tree Advisory Committee, City Attorney Ariel Calonne.
- Members of the Public: Amy Steinfeld, Cameron Clark, Anna Marie Gott.

Discussion

- Urban Forest Superintendent Nathan Slack presented an overview of the appeal, including the history of the tree and the Municipal Code Chapter relating to tree planting and maintenance. Considerations for tree removal were presented. The application to request removal of this tree, and the Street Tree Advisory Committee's recommendation to deny the request for removal was reviewed. Findings resulting from review of the appeal were presented.

Motion:

- Councilmembers Sneddon / Murrillo to approve the staff recommendations. Staff is directed to prepare written findings taking into account the Council's discussion and the evidence presented.

Vote:

- Majority roll call vote (Ayes: Councilmembers Sneddon, Friedman, Jordan, and Mayor Murrillo; Noes: Councilmembers Harmon, O. Gutierrez, A. Gutierrez).

COUNCIL AND STAFF COMMUNICATIONS

REPORT FROM THE ORDINANCE COMMITTEE

The Ordinance Committee asked the City Attorney's Office to work with Community Development to bring back to the Ordinance Committee options for enforcement and quantifying the amount of fill allowable in the hillside district. The options are scheduled to be presented the Ordinance Committee on August 18.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

- Council Member Friedman 1. Attended Groundbreaking for Las Positas Multiuse Path; 2. Attended Monthly League of Coastal Cities Group; 3. Attended and presented at Subcommittee of League of Coastal Cities Group; 4. Made reference to song by Simon and Garfunkel "Sounds of Silence."
- Councilmember Jordan 1. Attended South Coast Chamber Management Introduction Meeting; 2. Attended Planning Commission Meeting; 3. Attended Harbor Commission Meeting; 4. Zoom Meeting with Board Members of the Independent Living Resource Center; 5. Attended meeting of Coastal Housing Coalition Board; 6. Met with Dave Mullinex, League of California Cities; 7. Attended Planning Commission Meeting; 8. State Street walk with Lt. Hill
- Councilmember Sneddon 1. Attended CCRB meeting; 2. Attended COMB Operations Meeting; 3. Water Commission Meeting; 4. Attended Ground Breaking of Las Positas Multiuse Path
- Mayor Murrillo 1. Attended SB Cag Meeting; 2. Received Update from Salud Carbajal and Jordan Cunningham; 3. Talked with Coast Rail Coordinating Council; 4. Met with Business Advisory Task Force Meeting; 5. Met with County Reopening Staff and Assemblymember Monique Limon; 6. Attended South Coast Youth Safety Partnership Meeting.

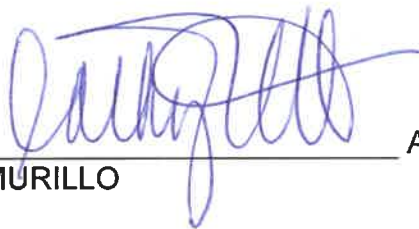
ADJOURNMENT

Mayor Murillo adjourned the meeting at 6:57 pm.

Approved and adopted by the City Council of the City of Santa Barbara on September 15, 2020.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE



CATHY MURILLO
MAYOR

ATTEST:



SARAH GORMAN
CITY CLERK SERVICES MANAGER